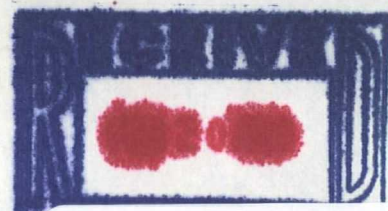




THE DURIRON COMPANY, INC.
SERVES THE PROCESS INDUSTRIES



US EPA RECORDS CENTER REGION 5



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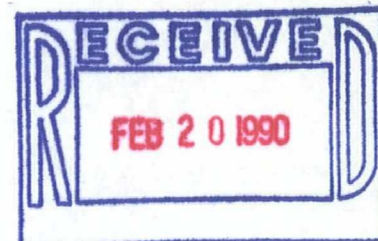
WILLIAM R. DYBVAD
DIRECTOR, LOSS CONTROL

February 8, 1990

REPLY TO: BOX 1145
DAYTON, OHIO 45401
PHONE: (513) 226-4005

VIA FEDERAL EXPRESS

Mr. Joseph A. Kawecki
U.S. Environmental Protection
Agency, 5HSM/TUB-7
230 South Dearborn Street
Chicago, IL 60604

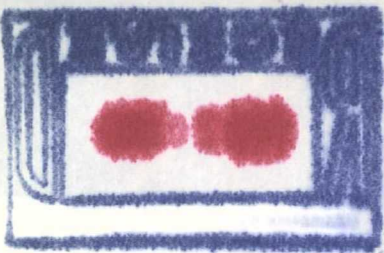


Re: The Duriron Company, Inc. - Powell Road Landfill Site

Dear Mr. Kawecki:

Pursuant to correspondence from Mr. John Kelley dated January 8, 1990 (copies enclosed), and without admission of any fault, violation, or liability, The Duriron Company, Inc. ("Duriron") hereby submits its response to EPA's CERCLA Section 104(e) and RCRA Section 3007 requests regarding the Powell Road Landfill Site in Huber Heights, Ohio. Duriron's response is based upon a thorough review of existing records and discussions with appropriate personnel and employees, past and present. To the extent additional, relevant information is discovered, Duriron will provide it to your office promptly.

By way of background, The Duriron Company, Inc. is a lawfully incorporated company, incorporated under the laws of the State of New York. Duriron's corporate headquarters are located at 425 N. Findlay Street in Dayton, Ohio. Duriron's operations in the Dayton area presently include both a Foundry Division and a Pump Division located at 450 N. Findlay Street in Dayton, Ohio. From April 1962 until August 1989, Duriron also operated the Corrosive Resistant Plastics (CRP) facility at 700 N. Irwin Street in Dayton, Ohio. This operation is now defunct; the former CRP facility is presently used as a warehouse for Duriron's Foundry Division. Further, from January 1960 to March 1988, Duriron owned and operated a Modern Industrial Plastics (MIP) Division located at 3337 N. Dixie Avenue in Dayton, Ohio. In March 1988, certain of the MIP operations and assets were sold to the Riken Corporation of America. Duriron's former MIP operations at the 3337 N. Dixie Avenue address are now operated as Modern Industrial Plastics, Inc., a wholly-owned subsidiary of Riken.



THE DURIRON COMPANY, INC.
SERVES THE PROCESS INDUSTRIES

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DURIRON COMPANY, INC.
NOT TO BE LOANED OR
REPRODUCED

WILLIAM E. DURIRON
DURIRON COMPANY, INC.



[Handwritten signature]

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On or about January 8, 1990, EPA sent CERCLA Section 104(e) and RCRA Section 3007 requests for information regarding the Powell Road Landfill Site to the "Duriron Foundry" at 425 N. Findlay Street, the "Duriron CRP Operations" at 700 N. Irwin Street, and the "Duriron Plastics Division" at 3337 N. Dixie Avenue. Each of these requests is enclosed for your ready reference. By way of my letter to you today, Duriron is responding to all three of the aforementioned requests in one consolidated filing.

Importantly, Duriron's records' review and interviews with numerous employees, past and present, have uncovered no evidence that the Company transported; arranged for the transport of; treated; stored; arranged for the treatment, storage, or disposal of; or disposed of any materials (including hazardous substances) at the Powell Road Landfill Site. To the best of Duriron's knowledge, information, and belief, the Company had no involvement with this Site. Thus, for the record, Duriron has no reason to believe that it is a potentially responsible party under CERCLA Section 107(a)(1) and this response is made without prejudice to that position.

Unless EPA has information to the contrary, Duriron hereby formally requests that the Agency make a determination as to the Company's non-liability under CERCLA, and that it be advised of such decision in writing as soon as possible. If EPA possesses information or records which suggest to the Agency that Duriron may be a PRP under CERCLA with respect to the Powell Road Landfill Site, please forward this information to me immediately.

With the foregoing as context, Duriron's responses are as follows:

QUESTION 1: Identify the person(s) answering these Questions on behalf of Respondent.

RESPONSE: William R. Dybvad, Director
Loss Control
The Duriron Company, Inc.
425 N. Findlay Street
Dayton, OH 45404
(513) 226-4005 (office)

7411 Brandtvista Avenue
Huber Heights, OH 45424
(513) 236-2284 (home)

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QUESTION 2: For each and every Question contained herein,
identify all persons consulted in the preparation of the answer.

RESPONSE: 1. William R. Dybvad, Director, Loss Control

2. Paul W. Casper, Jr., Esq.
Environmental Counsel for
The Duriron Company, Inc.
Frost & Jacobs
2500 Central Trust Center
201 East Fifth Street
Cincinnati, OH 45202
(513) 651-6490 (office)

5924 Old Forest Lane
West Chester, OH 45069
(513) 874-6360 (home)

Mr. John S. Haddick
President and CEO
The Duriron Company, Inc.
425 N. Findlay Street
Dayton, OH 45404
(513) 226-4103 (office)

501 Sweetwood Lane
Oakwood, OH 45419
(513) 226-4386 (home)

Mr. William J. Maxwell
Operations Manager, Pump Division
The Duriron Company, Inc.
425 N. Findlay Street
Dayton, OH 45404
(513) 226-4116 (office)

4517 Acreview Lane
Kettering, OH 45429
(513) 434-7872 (home)

Mr. Kenneth D. Smith
Technical Foreman
Engineered Plastic Products Division
The Duriron Company, Inc.
705 Pleasant Valley Drive
Springboro, OH 45066
(513) 746-8300 (office)

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3755 Winthrop Drive
Beavercreek, OH 45431
(513) 426-6513 (home)

Mr. William B. Walsh
Sales Office
Modern Industrial Plastics, Inc.
3337 N. Dixie Drive
Dayton, OH 45414
(513) 276-6400 (office)

372 Silvertree Lane
Centerville, OH 45459
(513) 433-3435 (home)

Mr. Paul Walter
Plant Manager
PLAS-TIX USA Inc.
510 South Riverview
Miamisburg, OH 45342
(513) 866-3451 (office)

664 Renolda Wood Court
Kettering, OH 45429
(513) 293-4965 (home)

Mr. Robert M. Stringer
Materials Manager
Modern Industrial Plastics, Inc.
3337 N. Dixie Drive
Dayton, OH 45414
(513) 276-6424 (office)

6577 Roberta Drive
Tipp City, OH 45371
(513) 667-1360 (home)

Mr. Chester Kowal
Plant Manager
Cedarville Operation
Morris Bean and Company
P. O. Box 6
Cedarville, OH 45314
(513) 766-2471 (office)

244 Marbrook Drive
Kettering, OH 45429
(513) 434-5013 (home)

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Mr. Richard L. Oakes (medically disabled)
Purchasing Manager
Foundry Division
The Duriron Company, Inc.
425 N. Findlay Street
Dayton, OH 45404
(513) 226-4292 (office)

6822 Cozadale Road
Goshen, OH 45122
(513) 722-3254 (home)

Mr. Joseph R. Pizzino
Purchasing Manager
Foundry Division
The Duriron Company, Inc.
425 N. Findlay Street
Dayton, OH 45404
(513) 226-4292 (office)

7001 Hardwicke Place
Dayton, OH 45415
(513) 890-2319 (home)

The following personnel are retired from Duriron:

Mr. Max D. Hartsock, Purchasing Agent
242 N. Fifth Street
Waynesville, OH 40568
(513) 879-5661 (home)

Mr. Donald L. Smith, Plant Engineer
3567 Strathmoor Drive
Kettering, OH 45429
(513) 293-4671 (home)

Mr. Russell K. Annis, Jr.
Senior Engineer I
6066 Hackamore Terrace
Centerville, OH 45459
(513) 439-3773 (home)

Mr. Edward H. Cibulka, Purchasing Agent
3926 N. Lakeshore Drive
Jamestown, OH 45335
(513) 675-2752 (home)



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Mr. Ray D. Poorman
Corporate Director of Purchases
715 Seventh Avenue
Middletown, OH 45044
(513) 422-5176 (home)

QUESTION 3: For each and every Question contained herein, identify all documents consulted, examined, or referred to in the preparation of the answer or that contain information responsive to the Question and provide true and accurate copies of all such documents.

RESPONSE: Existing relevant business records of Duriron. These records include purchase orders, invoices, accounts payable slips, waste handling contracts, and statements from past and present employees of Duriron.

QUESTION 4: List the EPA RCRA Identification Numbers of the Respondent, if any, and identify the corresponding units, facilities or vessels assigned these numbers.

RESPONSE: Duriron does not own or operate any hazardous waste treatment, storage, or disposal (TSD) facilities. However, various present and former Duriron operations generate or in the past did generate hazardous wastes. The Generator Identification Numbers for the facilities which are the subject of this response are as follows:

Duriron, Foundry Division - OH D004241550

Duriron, CRP Operations - OH D000817197

Duriron, Plastics Division (MIP) - OH D004241436

QUESTION 5: Describe the acts or omissions of any persons, other than your employees, agents or those persons with whom you had a contractual relationship, that may have caused the release or threat of release of hazardous substances contained in the material you sent to the Site.

RESPONSE: None; to the best of its knowledge, information, and belief Duriron has never transported, arranged for the transport of, treated, stored, disposed of, or arranged for the treatment, storage, or disposal of any materials, including hazardous substances, at the Powell Road Site.

In addition:

- a. Describe all precautions that you took against foreseeable acts or omissions of any such third



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parties and the consequences that could foreseeably result from such acts or omissions.

RESPONSE: See response to Question 5.

- b. Describe the care you exercised with respect to the material which may have contained hazardous substances that was sent to the Site.

RESPONSE: See response to Question 5.

QUESTION 6: Identify all persons, including Respondent's employees, who have knowledge, information or documents about the generation, use, purchase, treatment, storage, disposal or other handling of materials at or transportation of materials to the Site.

RESPONSE: Duriron has no knowledge about the generation, use, purchase, treatment, storage, disposal or other handling of materials at or transportation of materials to the Site. Duriron presumes, although it does not know, that the owners and/or operators of the Site and certain haulers who transported materials to the Site would have such knowledge, information, or documents. However, Duriron is not aware of the identity of any such persons.

QUESTION 7: Describe all arrangements that Respondent may have or may have had with each persons.

RESPONSE: See response to Question 6.

QUESTION 8: For each and every current owner, operator, lessor or lessee of any portion of the Site:

- a. Identify such person and the nature of their operation at the Site.

RESPONSE: See response to Question 6. Duriron is not now and has never been the owner, operator, lessor or lessee of any portion of the Site. Duriron does not know who the current owner, operator, lessor, or lessee of any portion of the Site is. Nor does Duriron have any knowledge about past or current operation of the Site.

- b. Describe the portion of the Site owned, operated, leased by each such person and state the dates during which each portion was owned, operated or leased.

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RESPONSE: See responses to Questions 6, 7, and 8a.

- c. Provide copies of all documents evidencing or relating to such ownership, operation or lease, including but not limited to purchase and sale agreements, deeds, leases, etc.

RESPONSE: See responses to Questions 6, 7, and 8a.

QUESTION 9: Describe the physical characteristics of the Site including but not limited to the following:

- a. Surface structures (e.g., buildings, tanks, etc.).
- b. Ground water wells, including drilling logs.
- c. Past and present storm water drainage system, sanitary sewer system, including septic tank(s) and subsurface disposal field(s).
- d. Any and all additions, demolitions or changes of any kind to physical structures on, under or about the Site, or to the property itself (e.g., excavation work) and state the dates on which such changes occurred.

RESPONSE: Duriron has no knowledge of the physical characteristics of the Site.

QUESTION 10: For each and every prior owner, operator, lessor or lessee of any portion of the Site known to you:

- a. Identify such person and the nature of their operation at the Site.
- b. Describe the portion of the Site owned, operated, leased by each such person and state the dates during which each portion was owned, operated or leased.
- c. Provide copies of all documents evidencing or relating to such ownership, operation or lease, including but not limited to purchase and sale agreements, deeds, leases, etc.
- d. Provide all evidence that hazardous materials were released or threatened to be released at the Site during the period that they owned the Site.

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RESPONSE: See response to Question 8a. Duriron has no knowledge regarding any prior owner, operator, lessor, or lessee of any portion of the Site.

QUESTION 11: Provide all existing technical or analytical information about the Site, including but not limited to data and documents related to soil, water (ground and surface), geology, geohydrology, or air quality on and about the Site.

RESPONSE: Duriron has no such information about the Site.

QUESTION 12: Do you know or have reason to know of any on-going or planned investigations of the soil, water (ground or surface), geology, hydrogeology or air quality on or about the Site: If so:

- a. Describe the nature and scope of these investigations;
- b. Identify the persons who are undertaking or will undertake these investigations;
- c. Describe the purpose of the investigations;
- d. State the dates of such investigations;
- e. Describe as precisely as possible the locations at the Site where such investigations are taking or will take place.

RESPONSE: Duriron does not know and has no reason to know of any on-going or planned investigations of the soil, water (ground or surface), geology, hydrogeology or air quality on or about the Site.

QUESTION 13: Identify all persons, including you, who may have given, sold, transferred, delivered, or caused to be delivered any material or item, to the Site.

In addition:

- a. State the dates on which each such person may have given, sold, transferred, or delivered such material;
- b. Describe the materials or items that may have been given sold, transferred or delivered, including type of material, quantity, chemical content, physical state, quantity by volume and weight, and other characteristics.



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- c. Describe the intended purpose of each sale, transfer, or delivery of materials.
- d. Describe the source of or process that produced the materials that may have been sold, transferred, or delivered.
- e. Describe all efforts taken by such persons to determine what would actually be done with the materials that may have been sold, transferred or delivered after such materials had been sold, transferred or delivered.

RESPONSE: See response to Question 5. Duriron is unaware of the identity of any persons, including itself, who may have given, sold, transferred, delivered, or caused to be delivered any material or item to the Site.

QUESTION 14: Identify all persons, including you, who may have:

- a. disposed of or treated materials at the Site;
- b. arranged for the disposal or treatment of materials at the Site; or
- c. arranged for the transportation of materials to the Site (either directly or through transshipment points) for disposal or treatment. Such persons will hereinafter be referred to as "generators."

RESPONSE: See response to Question 5. Duriron is unaware of the identity of any persons, including itself, who may have: 1) disposed of or treated materials at the Site; 2) arranged for the disposal or treatment of materials at the Site; or 3) arranged for the transportation of materials to the Site for disposal or treatment.

QUESTION 15: For each and every instance in which a generator performed any of the actions specified in parts a.- c. of the previous question:

- a. Identify the generator.
- b. Identify the persons with whom the generator made such arrangements.

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- c. Identify all persons who may have directly or indirectly transported or otherwise brought any materials (including municipal solid waste) to the Site.
- d. State every date on which each Generator made such arrangements.
- e. Describe the nature, including the chemical content, characteristics, physical state (e.g., solid, liquid) and quantity (volume and weight) of all hazardous materials involved in each such arrangement.
- f. State whether any of the hazardous materials identified in subpart e. above exhibit any of the characteristics of a hazardous waste or substance identified in 40 CFR Section 261 Subpart C.
- g. State whether any of the hazardous materials identified in subpart e. are listed in 40 CFR Section 261 Subpart D.
- h. State whether any hazardous substances at the Site are RCRA hazardous wastes.
 - 1. Indicate and describe each industrial or manufacturing process employed by you during the period of 1960 through 1984.
 - 2. For each person identified above, describe each and every by-product or waste stream that resulted from employment of that process.
 - 3. For each by-product or waste stream identified in (2) above, explain how each was either re-used or stored for disposal and disposed.
 - 4. For each by-product or waste stream identified as being disposed of above, indicate where the material was taken for disposal and by whom it was hauled to the disposal site.
 - 5. If materials identified in (2) above were hauled to the disposal sites in your vehicles, identify the truck driver.
 - 6. For each process identified in (1) above, indicate the name, social security number,



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address, and title of the managers responsible
for that process.

- i. In general terms, describe the nature and quantity of the non-hazardous materials involved in each such arrangement.
- j. Describe the nature and quantity of any municipal solid waste involved in any such arrangement.
- k. Identify the owner of the hazardous materials involved in each such arrangement.
- l. Describe all tests, analyses, analytical results or manifests concerning each hazardous material involved in such transaction.
- m. Describe as precisely as possible any and all of the locations at which each hazardous material involved in such transactions actually was disposed or treated.
- n. Identify the person who selected the location to which the hazardous materials were to be disposed or treated.
- o. Identify the person who selected the Site as the location at which hazardous materials were to be disposed or treated.
- p. State the amount paid in connection with each such arrangement, the method of payment, and the identity of the persons involved in each arrangement.
- q. Describe where the persons identified in subparts l. and m. of this Question intended to have the hazardous materials involved in each arrangement treated or disposed and all documents or other information (written or oral) evidencing their intent.
- r. Describe all intermediate sites to which the hazardous materials involved in each arrangement were trans-shipped, or at which they were stored or held, any time prior to final treatment or disposal.
- s. Describe what was done to the hazardous materials once they were brought to the Site.
- t. Describe the final disposition of each of the hazardous materials involved in each arrangement.



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- u. Describe the measures taken by the generator to determine how and where treatment or disposal of the hazardous materials involved in each arrangement would actually take place.
- v. Describe type, condition and number of containers in which the hazardous materials were contained when they were disposed, treated, or transported for disposal or treatment and describe any labels, numbers or other markings on the containers.

RESPONSE: See response to Question 14. To the best of its knowledge, information and belief Duriron did not: 1) dispose of or treat materials at the Site; 2) arrange for the disposal or treatment of materials at the Site; or 3) arrange for the transportation of materials to the Site for disposal or treatment. Nor is Duriron aware of any other persons who may have done so. Further, Duriron has no knowledge regarding operation of the Site, any materials which may have been taken to the Site, or any other information which is responsive to Question 15.

QUESTION 16. Provide a list of all property and casualty insurance policy (sic) (e.g. Comprehensive General Liability, Environmental Impairment Liability and Automobile Liability policies) [and Directors and Officers policies] for the period from 1970 through the present. Specify the insurer, policy, effective dates, and state per occurrence policy limits for each policy. Copies of policies may be provided in lieu of a narrative response.

RESPONSE: See the enclosed documents and information on Duriron's insurance coverage from 1970 through the present. Duriron respectfully requests that these documents and information be treated as confidential business records of The Duriron Company, Inc. by U.S. EPA.

QUESTION 17: Provide copies of all financial documents, including income tax returns set (sic) by you to the federal Internal Revenue Service and [the State IRS] in the last five years.

RESPONSE: See the enclosed financial documents of The Duriron Company, Inc. Duriron respectfully requests that these documents be treated as confidential business records of The Duriron Company, Inc. by U.S. EPA.

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QUESTION 18. Provide copies of financial statements, reports, or projections prepared by, for or on behalf of the Respondent for the past five years, whether audited or unaudited, including, but not limited to, all those filed with the Securities and Exchange Commission, State agencies, and all financial institutions such as banks.

RESPONSE: See the enclosed financial documents for The Duriron Company, Inc. These documents include 10Ks, Annual Reports and Proxy Statements for the past five years. Also included are 10Qs for the first three quarters of 1989. The Annual Report, Proxy Statement, and 10K for 1989 will be available in April of 1990 and will be forwarded to the Agency shortly thereafter.

[FINANCIAL BACKGROUND QUESTIONS FOR ALL CORPORATE PRPS]

QUESTION 1: Identify the parent corporation and all subsidiaries of Respondent.

RESPONSE: The Duriron Company, Inc. is a lawfully constituted corporation, incorporated under the laws of the State of New York. The Duriron Company, Inc. has no parent corporation. The following entities are subsidiaries of The Duriron Company, Inc.:

Valtek Incorporated
1 Mountain Springs Parkway
P. O. Box 2200
Springville, Utah 84663
(801) 489-8611

Automax Incorporated
11444 Deerfield Road
Cincinnati, Ohio 45242
(513) 489-7800

QUESTION 2: Identify all persons who may be responsible for the liabilities of Respondent arising from or relating to the release or threatened release of hazardous substances at the Site, including but not limited to successors and individuals.

RESPONSE: To the best of Duriron's knowledge, information and belief neither it nor any of its divisions, subsidiaries, or other operations transported, arranged for the transportation of, treated, stored, disposed of, or arranged for the disposal of any materials (including hazardous substances) at the Site. Thus, Duriron does not believe that either it or any of its present or former divisions, subsidiaries, other operations, successors, employees, or former employees have any liability regarding the



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Site. In March of 1988, certain operations and assets of the Modern Industrial Plastics (MIP) Division of The Duriron Company, Inc., located at 3337 N. Dixie Drive, Dayton, Ohio, were sold to the Riken Corporation of America. The new company located at this address is Modern Industrial Plastics Inc., a wholly-owned subsidiary of Riken.

QUESTION 3: Provide a copy of the most current Articles of Incorporation and By-Laws of Respondent.

RESPONSE: See the enclosed Articles of Incorporation and By-Laws of The Duriron Company, Inc.

QUESTION 4: Identify the officers, managers and majority shareholders of Respondent and the nature of their management duties and amount of shares held, respectively.

RESPONSE: See the enclosed Proxy Statements and 10Ks for information regarding the officers, managers, and majority shareholders of The Duriron Company, Inc.

[FINANCIAL BACKGROUND QUESTIONS FOR PARTNERSHIP PRPS]

QUESTION 5: Identify all partners comprising [Name of Partnership] and the nature of their partnership interests.

RESPONSE: Not applicable; The Duriron Company, Inc. is not a partnership.

[FINANCIAL BACKGROUND QUESTIONS FOR TRUST PRPS]

QUESTION 6: Identify all trustees and all beneficiaries of the [Name of Trust].

RESPONSE: Not applicable; The Duriron Company, Inc. is not a trust.

[CONCLUDING QUESTIONS FOR ALL PRPS]

QUESTION 7: If you have reason to believe that there may be persons able to provide a more detailed or complete response to any Questions contained herein or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.

RESPONSE: Duriron is aware of no such persons.



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QUESTION 8: For each and every Question contained herein, if information or documents responsive to this Information Request are not in your possession, custody or control, then identify the persons from whom such information or documents may be obtained.

RESPONSE: Duriron is aware of no such persons.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "William R. Dybvad".

William R. Dybvad
Director, Loss Control

WRD:dlh
Enclosures

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(PART OF
RESPONSE
CLAIMED
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RECEIPT FOR CERTIFIED MAIL

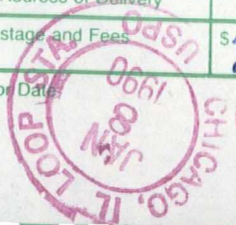
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(See Reverse)

Duriron CRP Operations
700 N. Irwin
Dayton, OH 45403

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Certified Fee	85
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	90
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.40
Postmark or Date	



PS Form 3800, June 1985

5HS-11
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(see front)

1. If you want this receipt postmarked, stick the gummed stub to the back of the article, address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
6. Save this receipt and present it if you make inquiry.

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